

- 4.4 **SPECIAL SEXUAL OFFENDER SENTENCING ALTERNATIVE (SSOSA)**: The court finds that the defendant is convicted of a sex offense and that the defendant is a sex offender who is eligible for the special sentencing alternative under RCW 9.94A.670(2). The court has determined, pursuant to RCW 9.94A.670(4), that the Special Sex Offender Sentencing Alternative is appropriate and imposes the following sentence:

CONFINEMENT: A term of total confinement in the custody of the Department of Corrections as follows:

DETERMINATE SENTENCE:

_____ months on Count _____; _____ months on Count _____; _____ months on Count _____;
_____ months on Count _____; _____ months on Count _____; _____ months on Count _____.

INDETERMINATE SENTENCE – QUALIFYING SEX OFFENSES occurring on or after 9-1-2001:

Count _____: **Minimum Term:** _____ months/days; **Maximum Term:** _____ years/life

Count _____: **Minimum Term:** _____ months/days; **Maximum Term:** _____ years/life

Count _____: **Minimum Term:** _____ months/days; **Maximum Term:** _____ years/life

Count _____: **Minimum Term:** _____ months/days; **Maximum Term:** _____ years/life

The above terms for Counts _____ are consecutive / concurrent.

The above terms shall run ☐ CONSECUTIVE ☐ CONCURRENT with cause No.(s) _____

The above terms shall run ☐ CONSECUTIVE ☐ CONCURRENT to any previously imposed sentence not referred to in this order.

The execution of this sentence is **SUSPENDED** and the following conditions of suspension are imposed:

- (a) ☐ **CONFINEMENT:** Defendant shall serve a term of confinement as follows, commencing:
☐ immediately; ☐ (Date): _____ by _____ a.m./p.m.:

_____ days/months on Count _____; _____ days/months on Count _____; _____ days/months on Count _____;

_____ days/months on Count _____; _____ days/months on Count _____; _____ days/months on Count _____.

This term shall be served:

- ☐ in the King County **Jail** or if applicable under RCW 9.94A.190(3) in the Department of Corrections.
☐ in King County **Work/Education Release** subject to conditions of conduct ordered this date.

☐ The terms of confinement in Counts _____ are consecutive / concurrent.

This sentence shall run CONSECUTIVE / CONCURRENT with the sentence(s) in cause No.(s) _____, and CONSECUTIVE / CONCURRENT with any other sentence.

Credit is given for time served in King County Jail or EHD solely for confinement under this cause number pursuant to RCW 9.94A.505(6): ☐ _____ day(s) or ☐ days determined by the King County Jail.

☐ Jail term is satisfied and defendant shall be released under this cause.

For crimes occurring on or after 7/1/05, the defendant is ineligible for earned early release under RCW 9.92.151 or 9.94A.728.

(b) **COMMUNITY CUSTODY (Term to be imposed for each count):**

Defendant is placed on community custody for:

- ☐ **Determinate Sentence** for Count(s) _____ :
☐ the length of the suspended sentence (if greater than three years)
☐ three years;
(The longer of the two terms must be imposed.)

- ☐ **Indeterminate Sentence** (qualifying sex offenses occurring on or after 9-1-2001) for Count(s) _____ :
☐ the length of the maximum sentence imposed.

Community custody shall commence immediately but is tolled during any term of confinement. The defendant shall report to the Department of Corrections within 72 hours of release from confinement and shall comply with all rules, regulations and requirements of the Department of Corrections, any other conditions stated in this Judgment and Sentence, and any conditions of the Indeterminate Sentence Review Board, if applicable. **Appendix H** is incorporated by reference.

(c) **TREATMENT:** The defendant shall undergo sex offender treatment as follows, for a period of :

- ☐ five years (crimes committed on or after 7/1/05), or
☐ three years (crimes committed prior to 7/1/05), or
☐ _____ months (up to 5 years for crimes committed on or after 7/1/05; up to 3 years for crimes committed before 7/1/05) ;
and enter, make reasonable progress in, and successfully complete a specialized program for sex offender treatment with _____.

☐ **The court finds** that the defendant's sex offender treatment provider should be the same person as the person who examined the defendant, as it is in the best interests of the victim and successful treatment of the offender would be otherwise impractical

Defendant shall abide by all conditions of treatment and shall not change sex offender treatment provider without prior court approval.

Annual Review Hearings are set before this court for:

- 1) _____, 20____, at _____;
2) _____, 20____, at _____;
3) _____, 20____, at _____;
4) _____, 20____, at _____.

The defendant will receive no further notice of these hearings and his/her failure to appear may result in a bench warrant for his/her arrest.

A **treatment termination hearing** is set for _____ (date three months prior to the anticipated date of completion of treatment).

☐ This treatment based sentence is contrary to the victim's opinion and the court's reason for imposing a treatment alternative is attached as Appendix S.

4.5 ☐ **NO CONTACT:** For the maximum term of _____ years, defendant shall have no contact, direct or indirect, in person, in writing, by telephone, or through third parties with: _____

☐ Any minors without supervision of a responsible adult who has knowledge of this conviction.

4.6 **DNA TESTING:** The defendant shall have a biological sample collected for purposes of DNA identification analysis and the defendant shall fully cooperate in the testing, as ordered in **APPENDIX G**.
HIV TESTING: The defendant shall submit to HIV testing as ordered in **APPENDIX G**.

4.7 **SEX OFFENDER REGISTRATION:** **Appendix J** is attached and incorporated by reference into this Judgment and Sentence.

4.8 **FIREARMS:** Defendant shall not own, use, or possess a firearm or ammunition.

4.9 **COMMUNITY CUSTODY UPON SSOSA REVOCATION:**

Determinate Sentence

[] For Count(s) _____, the court further imposes the following additional term of Community Custody upon revocation of this suspended sentence: a period of 36 months. The defendant will be required to comply with the conditions of Community Custody set forth in section 4.4(b) and **Appendix H** herein or any other conditions imposed by the Court.

Indeterminate Sentence (qualifying sex offenses committed on or after 9-1-01)

[] For Count(s) _____, the court further imposes the following additional term of Community Custody upon revocation of this suspended sentence: for any period of time the defendant is released from confinement before the expiration of the maximum sentence. Unless a condition is waived by the court, the defendant will be required to comply with any conditions imposed by the Court and the Department of Corrections pursuant to RCW 9.94A.701-.704 and **Appendix H** herein. The defendant will also be required to comply with all conditions imposed by the Indeterminate Sentence Review Board. RCW 9.94A.507 and RCW 9.95.420 - .435.

Violation of the conditions or requirements of this sentence is punishable by revocation of this suspended sentence and commitment to the Department of Corrections.

Date: _____

JUDGE

Print Name: _____

Presented by:

Approved as to form:

Deputy Prosecuting Attorney, WSBA #
Print Name: _____

Attorney for Defendant, WSBA #
Print Name: _____